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**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

**IN RE TRANSPACIFIC PASSENGER
AIR TRANSPORTATION ANTITRUST
LITIGATION**

Civil Case No. 3:07-cv-05634-CRB-DMR
MDL No. 1913

**This Document Relates to:

ALL ACTIONS**

**[PROPOSED] ORDER REGARDING
DEPOSITION OF OSAMU SHINOBE AT
THE UNITED STATES EMBASSY IN
TOKYO, JAPAN**

**[PROPOSED] ORDER REGARDING DEPOSITION OF OSAMU SHINOBE AT THE UNITED
STATES EMBASSY IN TOKYO, JAPAN; CASE NO. 07-CV-5634-CRB**

1 **TO ANY CONSUL OR VICE CONSUL OF THE UNITED STATES**
2 **ASSIGNED TO TOKYO, JAPAN**

3 WHEREAS, the above-captioned coordinated proceedings are pending before this
4 Court;

5 WHEREAS the Plaintiffs allege that Defendants engaged in anticompetitive conduct
6 concerning the pricing of passenger fares and fuel surcharges on routes between the U.S. and
7 Asia/Oceania;

8 WHEREAS the Plaintiffs reserved a deposition room at the United States Embassy in
9 Tokyo, Japan for taking the deposition on or around June 12, 2014;

10 WHEREAS the Plaintiffs have already paid a fee to the United Embassy in Tokyo,
11 Japan for reserving the conference room;

12 Upon the application of Plaintiffs and pursuant to Article 17 of The United States-Japan
13 Consular Convention of 1963, 15 U.S.T. 768,

14 **IT IS ORDERED** that the deposition on notice of the following witness be taken at the
15 United States Embassy in Tokyo, Japan:

16 Name: Osamu Shinobe, Chief Executive Officer, All Nippon Airways, Co., Ltd.

17 Current Employer: All Nippon Airways Co., Ltd. ("ANA")

18 Address: ANA Head Office, Shiodome-City Center, 1-5-2, Higashi-Shimbashi, Minato-
19 ku, Tokyo 105-7133, Japan

20 The deposition will commence on or about June 12, 2014 at 9:00 am (local time) and
21 conclude on or about 11:00 am (local time).

22 Counsel for Plaintiffs who will participate in the said deposition is Adam J. Zapala.

23 Counsel for Defendant ANA who will participate in the said deposition are Ankur
24 Kapoor and Douglas E. Rosenthal. ANA also plans to have in attendance Takayoshi Sugawara
25 (Senior Vice President and General Counsel, ANA), and Yo Watanabe (check interpreter).

26 The proceedings will be reported by Brandy Renee Stull, Jean Marie Bullis, Jade Kira
27 King or Jennifer Buck of Merrill Corporation and recorded on video by Paul Diserio, Daniele Dean
28

1 Harrington or Paul Michael Goldberg of Merrill Corporation. William A. Lise will act as an
2 interpreter.

3 The transcript of the deposition will be prepared and distributed among the interested
4 parties by the court reporter without further involvement by the Consulate General.

5
6 **IT IS SO ORDERED.**

7
8 Dated: April 15, 2014

